

**SUPREME COURT MINUTES
MONDAY, JULY 16, 2012
SAN FRANCISCO, CALIFORNIA**

S056842**PEOPLE v. RICCARDI (JOHN
ALEXANDER)**

Opinion filed: Judgment reversed

The burglary special-circumstance finding, one of the two multiple-murder special circumstances, and the judgment of death are reversed. In all other respects, the judgment is affirmed.

Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Kennard, Baxter, Werdegard, Chin, Corrigan, and Liu, JJ.

Concurring Opinion by Cantil-Sakauye, C. J.

-- joined by Baxter, Chin, and Corrigan, JJ.

Concurring Opinion by Liu, J.

S187804

B218863 Second Appellate District, Div. 8

**PEOPLE v. RUNYAN (PAUL
DEAN)**

Opinion filed: Judgment reversed

The Court of Appeal's judgment is reversed in its entirety.

Majority Opinion by Baxter, J.

-- joined by Cantil-Sakauye, C. J., Kennard, Werdegard, Chin, Corrigan, and Liu, JJ.

S189317

B215387 Second Appellate District, Div. 4

**PEOPLE v. FAVOR
(BRANDON ALEXANDER)**

Opinion filed: Judgment affirmed in full

We affirm the judgment of the Court of Appeal.

Majority Opinion by Chin, J.

-- joined by Cantil-Sakauye, C. J., Baxter, Werdegard, and Corrigan, JJ.

Dissenting Opinion by Liu, J.

-- joined by Kennard, J.

S197655**SCOTT, JR., (MICHAEL
EUGENE) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to July 18, 2012.

S195642**PECEL ON DISCIPLINE**

Probation revoked

The court orders that the probation of ALEXANDER JOHN PECCEL, State Bar Number 167229, is revoked. The court further orders that:

1. ALEXANDER JOHN PECCEL is suspended from the practice of law for a minimum of two years, and he will remain suspended until the following requirement is satisfied:
 - i. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. ALEXANDER JOHN PECCEL is given credit towards the two-year suspension for the period of involuntary inactive enrollment which commenced on May 4, 2012.

ALEXANDER JOHN PECCEL must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201783**KELLNER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that GEORGE STUART KELLNER, State Bar Number 111670, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. GEORGE STUART KELLNER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid on or before July 15, 2013, and the remaining balance must be paid on or before January 15, 2015. If GEORGE STUART KELLNER fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201785**LIMA ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RICHARD ANTHONY LIMA, State Bar Number 184783, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

RICHARD ANTHONY LIMA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201788**ESQUEDA ON DISCIPLINE**

Recommended discipline imposed

The court orders that EDWARD ANTHONY ESQUEDA, State Bar Number 146057, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. EDWARD ANTHONY ESQUEDA must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 21, 2012; and
2. At the expiration of the period of probation, if EDWARD ANTHONY ESQUEDA has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201792**STRINGFIELD ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that NOLAN CHARLES STRINGFIELD, State Bar Number 113651, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

NOLAN CHARLES STRINGFIELD must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201793**De AGUILERA ON
DISCIPLINE**

Recommended discipline imposed

The court orders that JAMES De AGUILERA, State Bar Number 166315, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. JAMES De AGUILERA is suspended from the practice of law for the first 90 days of

probation;

2. JAMES De AGUILERA must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 13, 2012; and
3. At the expiration of the period of probation, if JAMES De AGUILERA has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

JAMES De AGUILERA must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

JAMES De AGUILERA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If JAMES De AGUILERA fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201798

ERICSON ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that SYDNEY KEYTH ERICSON, State Bar Number 50457, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

SYDNEY KEYTH ERICSON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201800

MORRISON ON DISCIPLINE

Recommended discipline imposed

The court orders that GEOFFREY CARL MORRISON, State Bar Number 172059, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. GEOFFREY CARL MORRISON must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 28, 2012; and

2. At the expiration of the period of probation, if GEOFFREY CARL MORRISON has complied with the terms of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

GEOFFREY CARL MORRISON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with membership fees for each of the years 2013 and 2014. If GEOFFREY CARL MORRISON fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201803**NUNEZ ON DISCIPLINE**

Recommended discipline imposed

The court orders that RENE CHAVEZ NUNEZ, State Bar Number 226171, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. RENE CHAVEZ NUNEZ must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 1, 2012; and
2. At the expiration of the period of probation, if RENE CHAVEZ NUNEZ has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

RENE CHAVEZ NUNEZ must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201832**BAYARD De VOLO ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ANTHONY BAYARD De VOLO, State Bar Number 210018, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ANTHONY BAYARD De VOLO is suspended from the practice of law for the first 90 days of probation;

2. ANTHONY BAYARD De VOLO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 7, 2012; and
3. At the expiration of the period of probation, if ANTHONY BAYARD De VOLO has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

ANTHONY BAYARD De VOLO must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ANTHONY BAYARD De VOLO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If ANTHONY BAYARD De VOLO fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201838**BOUZANE ON DISCIPLINE**

Recommended discipline imposed

The court orders that JOHN MARK EDWARD BOUZANE, State Bar Number 79804, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. JOHN MARK EDWARD BOUZANE is suspended from the practice of law for the first four months of probation;
2. JOHN MARK EDWARD BOUZANE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 1, 2012; and
3. At the expiration of the period of probation, if JOHN MARK EDWARD BOUZANE has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

JOHN MARK EDWARD BOUZANE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

JOHN MARK EDWARD BOUZANE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in

disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If JOHN MARK EDWARD BOUZANE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201845**PHAM ON DISCIPLINE**

Recommended discipline imposed

The court orders that TUNG THE PHAM, State Bar Number 241735, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. TUNG THE PHAM is suspended from the practice of law for the first 30 days of probation;
2. TUNG THE PHAM must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 6, 2012; and
3. At the expiration of the period of probation, if TUNG THE PHAM has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

TUNG THE PHAM must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If TUNG THE PHAM fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201851**TAYLOR ON DISCIPLINE**

Recommended discipline imposed

The court orders that ANDREE DESAM TAYLOR, State Bar Number 226117, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ANDREE DESAM TAYLOR is suspended from the practice of law for the first 60 days of probation;
2. ANDREE DESAM TAYLOR must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 23, 2012; and

3. At the expiration of the period of probation, if ANDREE DESAM TAYLOR has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

ANDREE DESAM TAYLOR must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201859**TOW ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARC RAYMOND TOW, State Bar Number 78429, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MARC RAYMOND TOW must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.